

I.C.R. 8. Joinder of Offenses and of Defendants.

Idaho Criminal Rule 8. Joinder of Offenses and of Defendants.

(a) Joinder of offenses. Two (2) or more offenses may be charged on the same complaint, indictment or information and a separate count for each offense if the offenses charged, whether felonies or misdemeanors or both, are based on the same act or transaction or on two (2) or more acts or transactions connected together or constituting parts of a common scheme or plan.

(b) Joinder of defendants. Two (2) or more defendants may be charged on the same complaint, indictment or information if they are alleged to have participated in the same act or transaction or in the same series of acts or transactions constituting an offense or offenses. Such defendants may be charged in one or more counts together or separately and all of the defendants need not be charged in each count.

(Adopted December 27, 1979, effective July 1, 1980.)Cited in State v. Dambrell, 120 Idaho 532, 817 P.2d 646 (1991); State v. Smith, 121 Idaho 20, 822 P.2d 539 (Ct. App. 1991)

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